

BOARD OF GOVERNORS OF CONCORDIA UNIVERSITY

MINUTES OF THE OPEN SESSION OF THE MEETING OF THE BOARD OF
GOVERNORS HELD ON WEDNESDAY, 27 SEPTEMBER 1989, IMMEDIATELY
FOLLOWING THE CLOSED SESSION, IN ROOM GM-407-1, SGW CAMPUS

Attendance: Present: Me A. Gervais, Chairman, Mr. B. Aune, Dr. B. Barbieri, Mr. M. J. Bourgault, Ms. L. Brodrick, Ms. M. Donaldson, Mr. J. N. Economides, Dr. T. Fancott, Mr. J. R. Firth, Prof. S. Friedland, Dr. D. B. Frost, Mr. R. K Groome, Dr. H. Habib, Mr. P. Ivanier, Dr. P. Kenniff, Mr. F. Knowles, Sister E. McIlwaine, Mr. D.W. McNaughton, Mr. S. O'Hara, Me J. J. Pepper, Mr. J. H. Smith, Mr. C. I. Taylor, Me M. Vennat, Ms. S. Woods.

Officers of the University: Dr. M. Cohen, Dr. C. Giguère, Me B. Gaudet, Dr. R. Sheinin
Absent: Mme M. J. Drouin, Mr. L. Ellen, Prof. M. Foster, Chief Justice A. B. Gold, Mr. T. Hecht, Mr. R. Lawless, Mr. D. McIninch, Mr. A.H. Michell, Mr. A. Mohammed, Mr. W. W. Stinson.

DOCUMENTS CONSIDERED AND ATTACHED TO THESE MINUTES:

- BG-89-7-D64 - Financial Scenario for construction of additional four floors and subsequent retirement of debt.
- BG-89-7-D65 - Memo from Mr. J. Noonan and text of Code of Conduct (Academic)
- BG-89-7-D66 - Memo from Mr. D. Meadows, re: Series "F" Bonds
- BG-89-7-D67 - Memo from Mr. K Whittingham, re: Concordia publicity in the media
- BG-89-7-D68 - Resolution concerning the conditions imposed by the Ministère de l'Enseignement supérieur et de la Science, with respect to the construction of the additional four floors.
- BG-89-7-D69 - Modification au projet de construction de la bibliothèque centre-ville pour y inclure quatre étages additionnels.

1.1 The meeting was called to order at 8:45 a.m. For the benefit of the guests who were attending the Open Session, the Chairman introduced the new Board members and he reiterated his welcome to them.

1.2 The Agenda was approved as submitted.

1.3 It was moved and seconded (Habib, McNaughton) and unanimously RESOLVED:

R89-83 *THAT the Minutes of the Open Session of the previous meeting held on 21 June 1989, be approved.*

2. Business arising from the Minutes

2.1 Report on a request addressed to the Board by a graduate student who was contesting the GSA elections

Me Gervais reported that the graduate students (Mr. Synning and Mr. Wurtz) who were contesting the GSA elections, had met during the summer with Dr. Catherine MacKenzie, who had accepted to act as a mediator between the two groups. As a result of her mediation efforts, the students had agreed to resolve the matter themselves, and Mr. Synning and Mr. Wurtz had withdrawn their complaint. Me Gervais thanked Dr. MacKenzie for her successful intervention.

3. Adoption of a Resolution with respect to the authorization from the Quebec government to proceed to tenders for Phase 11 of the Downtown Library Project, including the four additional half-stories.

Mr. Ivanier reported that there had been a joint meeting of the Finance, the Planning and the Real Estate Development Committees to consider a draft resolution regarding certain conditions imposed by the Ministère de l'Enseignement supérieur et de la Science for the addition of four floors to the Downtown Library Centre. The Ministry had asked the University to confirm its acceptance of these conditions before allowing it to proceed to tenders for Phase II.

Referring to various financial scenarios, Mr. Ivanier stated that even under the worst scenario, the project was still financially viable, and he expressed his conviction that there would be no problem for borrowing the money.

After asking that the resolution be taken as read, which was agreed, Mr. Ivanier moved the motion, seconded by Mr. Aune.

During the ensuing discussion, Mr. McNaughton enquired what the prospects were of the Government granting the required authorization.

Dr. Kenniff answered that the chances were very good, but that the Government was late in providing authorization.

Mr. Knowles expressed some concerns about our ownership of the land, and about how the University was going to rent the space, (through which legal mechanism), etc. Dr. Kenniff said the land had been assembled over ten years ago. As for the financial implications of renting the additional floors, he noted that the University will receive an operating grant for the rental of these four floors from the Ministry, and that by occupying these floors the University would be releasing an equal amount of rented space in Downtown Montreal, for which it is now paying an average of \$16.50 per square foot.

Therefore, this was a financially sound arrangement which would involve savings for both the University and the Government. The Rector said he believed that the rental subsidy which the Ministry has agreed to pay also provided an attractive opportunity for the University to improve the quality of some of its equipment and furniture.

In response to queries from Prof. Barbieri, Mr. Smith and Me Pepper, Dr. Kenniff reiterated that the University would not proceed until it gets full approval from the Government. The Board is only authorizing the University to accept the conditions, not to implement them. The real financial issues will have to be resolved before the awarding of the contracts, once the tenders have been received.

The draft resolution which the Board was being asked to approve had been sent to the Ministry in Québec for approval, but the University had received no response so far. Depending on the Ministry's reaction, it might be necessary to make a few technical adjustments to the text. At the suggestion of Dr. Kenniff, the Governors agreed to pass the resolution, with the understanding that the Chairman, the Rector and the Secretary General could make minor editorial changes to the French version of the resolution before forwarding it to Québec.

It was moved and seconded (Ivanier, Aune) and unanimously RESOLVED:

R89-84 *WHEREAS on January 18, 1989, the Board of Governors of Concordia University adopted a resolution approving in principle the addition of four floors to the Downtown Library Centre; and*

WHEREAS pursuant to a request from Concordia University, le ministère de l'Enseignement supérieur et de la Science authorized Concordia University to include four additional floors in the working drawings and tender documents for phase II of the Downtown Library Centre; and

WHEREAS this authorization is contingent upon Concordia University accepting to assume the financing of construction costs associated with the four additional floors; and

WHEREAS le ministère de l'Enseignement supérieur et de la Science has requested that Concordia University confirm its acceptance of certain conditions imposed by the Ministry and that the University commit itself to assuming the financial consequences resulting from the construction of the additional four floors.

BE IT THEREFORE RESOLVED:

THAT the Board of Governors of Concordia University authorize Concordia University to accept the conditions listed in the document annexed hereto, which

represents a modified version of a document prepared by la Direction générale de l'enseignement et de la recherche universitaires dated August 30, 1989, and, more specifically, the following:

- 1. The University shall finance all capital expenditures related to the construction of the four additional floors and shall assume all financing charges related to any loan which it may require for these purposes; such monies previously committed by the University for this project.*
- 2. The Government will not include in its five-year capital spending plans any funds for the construction of these four additional floors, except an amount of \$490,000.00 plus indexation, previously committed by the Government and which is to be included in le plan quinquennal d'investissements universitaires 1989-1994. The ministère des Finances will not issue any bonds for the purpose of financing the construction of these additional floors. Furthermore, the Government will not provide funds to service any loan incurred by the University for this construction.*
- 3. With regard to operating grants, the University recognizes that, should it rent the additional four floors from a third party, it shall not receive any Provincial subsidy for this space other than that rental subsidy to which it would otherwise be entitled according to Ministry regulations currently in force and according to the conditions listed in the attached document.*
- 4. Furthermore, with regard to municipal taxes, le ministère des Affaires municipales will not reimburse the University for the payment of any municipal taxes related to these four floors other than those taxes to which the University would normally be entitled to a reimbursement according to existing regulations and inasmuch as permitted under the Act regarding Municipal Taxation Loi sur la fiscalité municipale*

AND

THAT Concordia University shall inform the ministère de l'Enseignement supérieur et de la Science, based on the projected timetable for the performance of the work, of the required to finance the construction of the four additional floors and the dates on which these funds will be obtained, whether through borrowing or otherwise.

4. Adoption of the new Code of Conduct (Academic)

Dr. Kenniff explained that the University's Code of Conduct (Academic) had been entirely revised over the past two years, in order to clarify and simplify the procedures,

and to integrate into a single Code what used to be two separate Codes, one for the undergraduate students, another for the graduate students. After going through the appropriate consultation process, the new Code of Conduct (Academic) was approved by Senate at its meeting of 15 September 1989.

It was moved and seconded (Kenniff, Sheinin) and unanimously RESOLVED:

R89-85 *WHEREAS the University's academic regulations, which are contained in a document entitled "Code of Conduct (Academic)" have been entirely revised in order to clarify and simplify the procedures, as well as making the Code applicable to all students, undergraduate and graduate;*

WHEREAS during the revision process, the proposed draft version of the new Code of Conduct (Academic) received prior approval from Senate, and was then submitted for consultation to the Board of Graduate Studies, the Academic Programmes Committee and the Steering Committee of Senate before a final version was submitted to the approval of Senate; AND

WHEREAS at its meeting held on September 15, 1989, Senate approved the revised version of the said Code and recommended its adoption by the Board of Governors.

THAT, on the recommendation of Senate, the Board of Governors approve the revised version of the University's Code of Conduct (Academic), to become effective on June 1, 1990, for implementation with respect to all Concordia students.

5. Establishment of a Chair in Hindu Studies

Dr. Kenniff said this was good news for the University. As a result of lengthy negotiations with the Multiculturalism section of the Department of the Secretary of State, the Department has agreed to fund Concordia's Chair in Hindu Studies. But a resolution of the Board of Governors was required before the Department could make a final commitment and start releasing the funds.

It was moved and seconded (Kenniff, Aune) and unanimously RESOLVED:

R89-86 *WHEREAS the University has, since 1984 and as part of its Capital Campaign, agreed to a fund-raising plan to endow a Chair in Hindu Studies;*

WHEREAS the Indian community, under the leadership of Dr. M.N.S. Swamy, has responded most generously to the appeal for funds;

WHEREAS the Department of the Secretary of State (Multiculturalism) has endorsed the University's application for a Chair in Hindu Studies, and is prepared to announce its funding;

BE IT RESOLVED:

THAT the Board of Governors of Concordia University formally establish a Chair in Hindu Studies, to be housed in the Department of Religion, Faculty of Arts and Science, effective with the 1989-90 academic year.

6. Adoption of a resolution authorizing a change of names on various certificates of Series "F" Bonds

Since this was a housekeeping matter with respect to a technical adjustment, Mr. Smith asked that the motion be taken as read, which was agreed to.

It was moved and seconded (Smith, Economides) and unanimously RESOLVED:

R89-87 *WHEREAS the Société Nationale de Fiducie, in its capacity as trustee with respect to a Series W' Bond issue for Concordia, has been requested to exchange Bearer bonds from this Series for registered bonds issued in a specific name but of identical value and bearing the same maturity date;*

WHEREAS under the Trust Deed governing the said Bond issue, the trustee does not have the authority to carry out such exchanges; AND

WHEREAS the Société Nationale de Fiducie has requested from Concordia University a resolution to be adopted by its Board of Governors, authorizing the trustee to carry out the exchange of bonds mentioned above.

THAT the Société Nationale de Fiducie, acting as trustee, be authorized to issue two registered bonds of \$25,000 each and two registered bonds of \$100,000 each, all at an 11.50% interest rate and maturing on 21 March 1995 in the name of "Caisse de Dépôt et de placement du Québec" in exchange for two bearer bonds Nos.A-270 and A-277 of \$25,000 each, and two bearer bonds Nos. C-044 and C045 of \$100,000 each, bearing interest at the rate of 11.50%, and maturing on 21 March 1995; AND

THAT the Société Nationale de Fiducie, acting as trustee, be authorized to issue one registered bond in the amount of \$150,000 with an 11.50% interest rate and maturing on 21 March 1995 in the name of "Caisse de Retraite des employés syndiqués de la CUM", in exchange for six bearer bonds Nos. A223 and 224, 242

and 243, 278 and 279, in the amount of \$25,000 each, bearing interest at the rate of 11.50% and maturing on 21 March 1995.

7. Approval of an amendment to the Resolution establishing an Evaluation Committee for the Dean of Arts and Science

Referring to a resolution approved by the Board at its last meeting of 21 June 1989, Dr. Kenniff explained that for convenience purposes it was more appropriate for the Administrative Assistant to the Vice-Rector, Academic, to act as Secretary of the Evaluation Committee, in lieu of the Secretary of Senate.

It was moved and seconded (Kenniff, Bourgault) and unanimously RESOLVED:

R89-88 *WHEREAS at its meeting held on June 24 1989, the Board of Governors adopted Resolution No. R89-66 establishing an Evaluation Committee for the Dean of Arts and Science, which resolution provided in part that "the Secretary of Senate shall act as Secretary of the Committee"; AND*

WHEREAS since the Evaluation Committee is being chaired by the Vice-Rector, Academic, it was deemed more advisable that the Secretary be the Vice-Rector, Academic's Administrative Assistant.

THAT Resolution No. R89-66 of the Board of Governors be amended by deleting its last sentence and replacing it by the following words.. 'The Administrative Assistant of the Vice-Rector, Academic, shall act as Secretary of the Committee'

8. Report of the Rector

Dr. Kenniff made the following announcements:

- a) The University was hosting the 4th International Conference on Urban Universities, to be held 27-29 September 1989.
- b) The Vanier Library on the Loyola Campus had finally been delivered to us. Construction of the Concert Hall was progressing, but after the delays we have experienced in the case of the Library, Dr. Kenniff would not venture to mention an expected completion date.
- c) Student enrolment has increased by 2 to 3% for this academic year, mostly in the humanities and social science disciplines.
- d) The discussions with the Minister of Higher Education and Science should be resuming soon, now that the election period is over. Dr. Kenniff said he hoped

that Mr. Ryan would be able to meet with the Conference of Rectors in the near future.

Me Gervais announced that Dr. Kenniff had been elected President of the Conference of Rectors for a two-year term, and he congratulated him.

9. Report of the Vice-Rectors

9.1 Dr. Sheinin

The Vice-Rector, Academic, commented briefly on her new position, and said she was very happy to be at Concordia. She thanked the Board of Governors and her colleagues for the confidence, support and encouragement she had been given. Dr. Sheinin thanked particularly her secretaries, Ms. Pina Greco and Ms. Anne-Marie James, and her Administrative Assistant, Ms. Maureen Habib, as well as the Associate Vice-Rectors, Dr. S. McEvenue and Dr. J. Lightstone, for their excellent cooperation.

9.2 Dr. Cohen

Dr. Cohen said he was pleased to announce the recent appointment of Ms. Ann Vroom as Director of Alumni Affairs. Ms. Vroom assumed her duties on Monday, 11 September, 1989.

13. Place and date of next meeting

The next Board meeting will take place on Wednesday, 18 October 1989, at the Loyola Campus, Room AD-308, at 5:30 p.m. Me Gervais asked the Governors to be there by 5:30, because of the ceremony which is to take place before the usual meeting.

14. The meeting terminated at 9:15 a.m.

Béregère Gaudet,
Secretary of the Board of Governors.